

Official

RECEIVED  
7-7-0311A  
7-16-03  
mg

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Bengston, *et al.*

Docket No.: RIC-99-030

Serial No.: 09/365,081

Art Unit: 2664

Filed: 07/30/1999

Examiner: SHAH, CHIRAG G.

For: METHOD FOR MONITORING SPARE CAPACITY OF A DRA NETWORK

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450AMENDMENT

The following remarks are offered in response to the Examiner's Office Action dated March 12, 2003. They are respectfully submitted as a full and complete response to that Action.

07/16/2003 MGORDON 00000003 132491 09365081

01 FC:1201 84.00 DA

# Slater & Matsil, L.L.P.

Suite 1000  
17950 Preston Road  
Dallas, Texas 75252  
Phone: (972) 732-1001 Facsimile: (972) 732-9218

## FACSIMILE TRANSMITTAL SHEET

\*\*\* THE ACCOMPANYING MATERIAL MAY BE PRIVILEGED AND CONFIDENTIAL. IT IS INTENDED FOR THE SOLE USE OF THE NAMED RECIPIENT. PLEASE DELIVER PROMPTLY TO THE NAMED RECIPIENT ONLY. OTHERWISE, PLEASE TELEPHONE THE SENDER FOR INSTRUCTIONS. \*\*\*

To: Commissioner for Patents  
Art Unit 2664

Fax: (703) 872-9314  
Phone: (703) 306-0377

From: Ira S. Matsil

Pages: 13

Applicant: Bengston, *et al.*

Docket No: RIC-99-030

Serial No.: 09/365,081

Art Unit: 2664

Filed: 7/30/1999

Examiner: Shah, Chirag G.

For: Method for Monitoring Spare Capacity of a DRA Network

### Certificate of Transmission under 37 C.F.R. § 1.8

I hereby certify that the following correspondence is being transmitted via facsimile to the Patent and Trademark Office on July 7, 2003.

Fax Cover Sheet with Certificate of Mailing (1 page)  
Amendment Transmittal Letter (1 original and 1 duplicate)  
Amendment (10 pages)

KMattern  
Signature

Kristin Mattern  
Name of Person Signing the Certificate



<b>AMENDMENT TRANSMITTAL LETTER</b>				Attorney Docket No: RIC-99-030		
Application Serial Number: 09/365,081		Filing Date: 7/30/1999		Examiner: Shah, Chirag G.		Group Art Unit: 2664
Invention: Method for Monitoring Spare Capacity of a DRA Network						
TO THE COMMISSIONER OF PATENTS AND TRADEMARKS: Transmitted herewith is an amendment in the above-identified application. The fee has been calculated as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	NO. OF EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	16	MINUS	20	0	\$18	\$ 0.00
INDEP. CLAIMS	4	MINUS	3	1	\$84	\$ 84.00
<input checked="" type="checkbox"/> Petition is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of 3/12/2003 to and through 7/12/2003, comprising an extension of the shortened statutory period of: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <div> <input checked="" type="checkbox"/> one month (\$110)  <input type="checkbox"/> two months (\$400)         </div> <div> <input type="checkbox"/> three months (\$920)  <input type="checkbox"/> four months (\$1,440)         </div> </div>						
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>						<b>\$ 194.00</b>
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore the fee amount shown above is reduced by one-half, and the resulting fee is: \$_____. <input type="checkbox"/> A check in the amount of \$_____ is attached. <input checked="" type="checkbox"/> Charge \$ 194.00 to Deposit Account 13-2491. <input checked="" type="checkbox"/> Charge any additional fees or credit any overpayments to Deposit Account 13-2491. <input type="checkbox"/> No additional fee is required.						
<u>7/7/03</u> Date 132491			 Ira S. Matsil Reg. No. 35,272			

07/16/2003 KORDON 00000003 132491 09365081  
 02 FC:1251 110.00 DA